

AN ACT

ENTITLED, An Act to clarify the open meetings requirement as applied to the Public Utilities Commission.

BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF SOUTH DAKOTA:

Section 1. That § 49-1-12 be amended to read as follows:

49-1-12. Every vote and official action of the Public Utilities Commission shall be entered of record. The proceedings of the Public Utilities Commission are open to the public as prescribed in chapter 1-25 when the Public Utilities Commission is exercising its regulatory or adjudicatory authority pursuant to Title 49.

Section 2. That chapter 49-1 be amended by adding thereto a NEW SECTION to read as follows:

However, the Public Utilities Commission is not subject to the requirements of chapter 1-25 when one or more commissioners are meeting among themselves or staff to discuss the internal management of the Public Utilities Commission regarding such things as:

- (1) Planning or developing activities or proposed legislation;
- (2) Organizing the internal structure of the Public Utilities Commission;
- (3) Selecting, appointing, promoting, removing or managing personnel;
- (4) Developing reports; or
- (5) Developing budgets and expending funds.

An Act to clarify the open meetings requirement as applied to the Public Utilities Commission.

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I certify that the attached Act
originated in the

SENATE as Bill No. 223

Secretary of the Senate
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President of the Senate

Attest:

Secretary of the Senate

Speaker of the House

Attest:

Chief Clerk

Senate Bill No. 223

File No. _____

Chapter No. _____

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Received at this Executive Office
this _____ day of _____ ,

20____ at _____ M.

By _____
for the Governor
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The attached Act is hereby
approved this _____ day of
_____, A.D., 20____

Governor
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STATE OF SOUTH DAKOTA,
ss.
Office of the Secretary of State

Filed _____, 20____
at _____ o'clock __ M.

Secretary of State

By _____
Asst. Secretary of State